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March 25, 1999

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FREDERIC A. NICHOLSON

Reply to Norfolk Office



SDMS DocID 2117585

VIA HAND DELIVERY

Paul Larkin
EPA CID
1100 Wilson Blvd.
Suite 950
Arlington, Virginia 22209

Re: Norfolk MGP Site (the "Site")

Dear Mr. Larkin:

As you know, this firm represents the City of Norfolk in connection with the above referenced Site. As you requested when we spoke earlier this week, the following are the answers to the three questions you asked:

1. The names of the United States EPA employees who recently visited Norfolk in response to Roy Perry-Bey's letter are Libby Levy and Michael Taurino. Their addresses and phone numbers are as follows:

Libby Levy (phone number 215-814-3138)
Site Assessment Manager, Site Assessment & CEPP Section
Hazardous Site Cleanup Division, 3HS33
1650 Arch Street
Philadelphia, PA 19103-2029

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Michael Taurino (phone number 215-814-3371)
Federal On-Scene Coordinator
U.S. EPA - Region III
1650 Arch Street
Philadelphia, PA 19103-2029

As I indicated to you, the City has not heard from either Ms. Levy or Mr. Taurino since their recent visit.

2. You asked for a copy of one of Geraghty & Miller Inc.'s reports for the MGP Site. I have attached hereto a copy of the October 1994 report entitled "An Environmental Quality Investigation Summary And Corrective Measures Study Of The Former Norfolk Manufactured Gas Plant Site." The copy I have attached does not include figures, tables, or appendices as these documents are quite voluminous. However, if you would like to review these materials, or any other documents mentioned in the enclosed report, please let me know.
3. Finally, you asked for a copy of any letters from the Virginia DEQ permitting the installation of the parking lot cap on the Site. Attached hereto is a copy of a September 15, 1993 letter from Kevin McCarthy of the DEQ to Chris Chambers of the City of Norfolk in which the DEQ granted permission to the City to construct an asphalt parking lot on the Site.

Please let me know if there is any other information you require concerning the Site.

Finally, enclosed please find a November 23, 1998 Order issued by the United States District Court for the Eastern District of Virginia, Norfolk Division in the case styled Roy L. Perry-Bey v. City of Norfolk, et al., in which the Court sanctioned Mr. Perry-Bey, pursuant to Federal Rule of Civil Procedure 11, finding that "Perry-Bey did in fact violate Rule 11 when he brought a baseless lawsuit against the City and Newspaper Defendants." I have also enclosed a copy of some discovery propounded by Mr. Perry-Bey in that case.

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If there is any additional information which you require, please let me know.

Sincerely yours,


Michael C. Davis

MCD/cs
Enclosures

cc: Bernard Pishko, Esquire, Via Hand Delivery
Cynthia B. Hall, Esquire, Via Hand Delivery
Conrad M. Shumadine, Esquire
Andrew Mauck, Esquire
J. Scott Robinson, Esquire
Bradfute W. Davenport, Jr., Esquire
Without Enclosures